# PUBLIC PARKS AND PLACES.

Meeting of the Board of Commissioners.

A Large Amount of Business Disposed Of-A New Road Asked for Washington Heights-The New Grade of Bighth Avenue and Its Effect on the Park-The Lincoln Statue to Be Enclosed.

Among the departments created under the new charter, that to which was entrusted the managenent of the public parks has shown, perhaps, the greatest progress. That is to say, their work was such as to show itself to everybody, and the changed condition of the parks and places could not escape being observed by all who passed by the way. The work done and being done under the direction of the department speaks for itself, and in so speaking gives volumes of com-mendation of the efficiency and persistency of Coming of the Board of Commissioners was held on Tuesday afternoon, at which there were present, besides Mr. Sweeny, the president, Commissioners

An extraordinary amount of rontine pusiness was disposed of and communications almost without number read and acted upon. Among others was one from the property owners on

WASHINGTON HEIGHTS petitioning for the laying out of an avenue between Kingsbridge road and West boulevard, north of 155th street. The matter was briefly discussed and then referred to the Executive Committee to examine

A resolution was adopted calling on the trea-

to furnish moneys necessary to carry out the surveys in the towns of Yonkers and West furns made by the Commissioners, under the authority of chapter \$26 of the laws of 1869. ns were read in relation to

DONATIONS TO THE PARK AND MUSEUM. One from the Comptroller, Mr. Van Nort, showing that 146 specimens of birds and animals had been received and placed in the Museum. One from Mr. Arcancaria Excelsior. One from William P. Meilen, donating a pair of antelepes.

A communication was received from Samuel W.

A communication was received from Sainter Francis relative to catablishing a reading room and public library in the Central Park and proposing to donate a number of pamphiete and magazines. Titls communication was referred to the Executive Committee. A comprehensive

relative to projections, obstructions and encam-brances on the streets and avenues surrounding the Central Park was submitted by Commissioner Hilton, which was adopted and ordered to be printed. THE FINANCIAL CONDITION of the department was shown by a report from the

treasurer, Mr. Hilton, from which it appears the department has a balance to its credit in bank of THE EXECUTIVE COMMITTEE

reported its doings from time to time, all of which was approved. These related chiefly to the work of demolishing the old Rotunda in the City Hall Park and of the old building adjoining the Mount St. Vincent Hotel, and also in regard to the report of the Engineer-in-Chief in the matter of preparing plans STRUCTION OF THE WEST SIDE OF THE PARK

in consequence of the change of grade on the Eighth avenue. From this report it will be seen that a great amount of alteration and expense is necessary and should therefore be fully understood

THE ENGINEER'S REPORT is here given in full:-

DEPARTMENT OF PUBLIC PARKS,
BUREAU OF CONSTRUCTION AND REPARKS,
NEW YORK, Sept. 27, 1870.
Hon. Perks.
Public Parks. Public Parks:—
Sir.—Agreeably to the resolution adopted by your
goard on the 16th inst., viz.:—

Board on the 16th Inst., viz.:—
That the Engineer in-Chief forthwith propare plans and specifications for executivity, laying and constructing the highth avenue wall of the Central Park, where not aircard constructed, and also for constructing the sidewalk and planting trees thereon, on a plan similar to that aircady adopted on the Fitch avenue side of the Park.

on the Fifth avenue side of the Park.

I respectfully submit the following report of the effect upon the Central Park of the change of grade of the Eighth avenue, together with plans and sections explanatory of the manner in which I propose to construct the wall and to treat the ground adja-

PARE ENTRANCES AND TRANSVERSE BOADS,
Transverse Road No. 1 at Saxty-sixth Street.—The
new grade at this point is two and one-taird feet
above the original grade, and it will be necessary to
increase the grade of the transverse road to an
ascent from the trist bridge east, three hundred and
forty-four feet distant, of one loot in twenty-one and
a half feet. The present grade is one foot in twentyfive, and is the steepest on the road.

They will have to be raised, and might be commenced at once, but the filling of the roadway
should be delayed until the avenue is graded.

Park Entrance at Scienty-second Street.—The
grade nere is low cred two feet, and will increase the
ascent from the avenue to the crown of the arch
over the bridle road, about sixty feet distant, to
about one foot in twenty-four. This work should
not be done until the grading of the avenue is being
made.

The server Road No. 2 at Screenty-valuable Street.— PARK ENTRANCES AND TRANSVERSE BOADS.

not be done until the grading of the avenue is being made.

Transverse Raad No. 2 at Sevenly-ninth Street.—
The grade here is raised lifteen and seventwelfins feet, and will make a descent from the avenue of one in fifteen and four-fitths leet on the transverse road for a distance of three hundred and forty feet to the first bridge east. The present grade is light, and the fifthest grade on the road is one in twenty-two and a half eet. I consider the new grade to be so great an objection to the road that I should change the position of this portion of the road and turn it northerly from the bridge, maging the entrance on Eighth avenue at Lightieth ettect. This would lougthen the road so as to reduce the grade to alout one foot in twenty-one, or about the maximum grade upon other paris of the road (sketch No. 4). The change of the position of the road will necessitate a change of the bridle road and walks connected with the present entrance.

Fark Entrance at Englishing Street.—The grade of the avenue at this point is reduced twelve feet, making it necessitar to cut down the cutrance

material required for filling north of Seventy-second street. I would, therefore, recommend that the ma-terial be excavated so as to admit of the construc-tion of a vertical wall, with such slope as can be covered with sufficient earth, to be planted with trees and shrubs and be grassed over usee sketch

covered with sufficient earth, to be planted with trees and shrubs and be grassed over (see sketch No. 2).

Between Seenily-second and Seventy-fourth Streets.—The original design was to construct a battered enclosing wall, and the foundation has been laid. A portion only will have to be taken up, as the remainder can be raised. I do not consider it practicable to alter the plan of the wall, on account of the proximity of the Bridle road, which will not admit of the necessary excavations for the trench and slope required for a vertical wall.

Between Seventy-fourth and Seventy-minh Streets.—The grade upon this portion is raised, and varies from sixteen to twonly-two and one-half feet. The high filling will materially change the character of this portion of the border of the Park. The transitions must be abrupt and artificial under the best treatment. It will be necessary in order to make room for the avenue slopes, to change the bridge road and to fill in a portion of the snall pond, and to protect the border of the pond and the steeper portions of the slopes with wails or rock work. It is very difficult to give to these elevated peritons of the avenue an easy and natural appearance, and to screen from view within the Park the avenue ond objects upon or beyond it. This work can be commenced as soon as the season will permit of the transplanting of the trees and shrubs tant have attained a vigorous growth, and can be done, in connection with the excavation between Sixty-sixth and Seventieth skreets.—The original design was a battered or high wall, except such portions between Eightieth and Eighty-fourth streets, where the wall was to be omitted on account of the high rock on the Park slee. From Seventy-ninth and Eighty-second are lightly designed.

Between Seveny-ninth and Microson street I should recommend a vertical, law will, and thence north as originally designed.

Between Interest and Eighty-second street I should recommend a vertical, law will be independent of the ordinary street sewer. I am unable to dev

of the ordinary street sewer. I am unable to develop the pian definitely without further investigation.

Between Ninety-First and One Hundred and Third Streets.—Upon this portion the foundation for the wall is built from Ninety-first to Ninety-fourth street, and the wall itself is generally built from Ninety-fourth to 1936 street—part battered and part vertical—the most of which must be taken down and rebuilt. I would recommend that the whole length, with the exception of the connection with the entrances at Sinety-sixth street, and the transverse road at Ninety-seventh street, be enclosed with a vectical wall, treating the slopes where excavation occurs the same as proposed at Sixty-eighth street, and where films occurs the same as at Eighty-eighth street. A part merth of looth street) will have to be built win a higher vertical face on the Park side, in order to aveid filling over the present planted slope and moving the walk adjoining, the present slope at that point being as steep as practicable.

Between One Hundred and Third and One Hundred and Second Streets.—Upon this portion the surface of the ground on the Park side is from twenty to thirty-live feet above the present surface of the avenue, and mainly rocky, a portion of which is seit or disintegrated. The now grade for a portion of the distance is about seven feet lower than foundation was built. This must be taken up. In front of the solid rock the wall was to be omitted.

I would recommend that a Lattered wall be constructed for the entire distance and the proved which side the related wall where the soft reck occurs, and the foundation was built. This must be taken up. In front of the solid rock the wall was to be omitted.

I would recommend that a Lattered wall be constructed for the entire distance and dreved whe had be constructed for the entire distance and covered with sufficient earth to admit of pinning shrubs and vines. This method will alrord a large quantity of material, which will be required not first at the same time give a linish to

This method will afford a large quantity of material, which will be required north of 107th atrees, and at the same time give a finish to the berder and afford safety.

Retween One Hundred and Seventh and One Hundred and Tenth Sereets.—The grade upon this part of the avenue has been raised from nve feet at 107th street to seventeen and three-quarters feet at 110th street to seventeen and three-quarters crossing, the walk skirting the hill. The necessary extension of the high grade from the avenue along 110th street will cause a similar filling to be made to near the Sixta avenue.

I consider the necessity of this filling most unfortunate and detrimental to the attractiveness of the Park, as it will depress and diminish the elevated rocky elopes, which are the chief features of this vicinity. The foundation that has been laid for a vertical wall along the Eighth avenue, and also along 110th street to Sixth avenue, will have to be in part taken up and raised (sketch No. 2).

-THE CONTEMPLATED WORK is, as a whole, one of great impertance, involving the entire reconstruction of the barder work of the Park on the Eighth avenue and on 110th street that has already been accomplished or advanced, and which has been adapted to the various from this street that has already been accomplished or advanced, and will that she an adapted to the various from many contingencies. The grading of the avenue, for which the contracts extend from one to three years, is being done independently of the Park work and will retard and render difficult and expensive the latter, and it will be accessary to prosenue a portion of the work can be commenced at once, but for a portlen of it surveys and plans will have to be made in detail. They can from thus to the best of the construction of the sidewilks and the best and the to ensert t from time to time be submitted to the Board for consideration and approval. The construction of the sidewalks and the planting cannot be prosecuted until the grading of the Eighth avenue is done, and that the grading from Prity-minth street to Seventy-second street will be advanced so that upon that portion the walks can be constructed and the plant-ing done during the next season.

M. A. KELLOGG, Engineer-in-Chief, The report was accepted, and ordered to be

printed. A large number of MISCELLANEOUS MATTERS

were then cared for. To the Vice President was committed, with power, the matters of completing the walks in the City Hall Park; completing Washington square and the walks and roads therein as approved and adopted, and the widening and improving of WHITEHALL AND STATE STREETS,

and laying out the roads and walks on the Battery. This last matter is one of much importance, and will tend greatly to relieve travel fa the lower part of the city.

The President was authorized to contract

for completing the Battery wall, stairways and basin. This basin is loudly called for by the boatmen and others living or doing business in the vicinity. Additional urinals were ordered for the several parks, and also addi-tional houses for the sparrows. The Treasurer was ordered to contract for tree boxes, or guards, to protect the trees on the borders of the city parks, to sell the stone and iron railing of the Battery, to locate and erect on Central Park cottages for the

the road will necessitate a change of the profit road.

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Park Entranes at the entrance is reasest cylinders of the avenue at the entrance is reasest than a control of the avenue at the entrance is reasest cylinders of the avenue at the entrance is reasest cylinders. The proper is a cutrane of the avenue at the entrance is reasest cylinders of the avenue at the entrance is reasest cylinders. The proper is a cutranes of the avenue at the entrance is reasest cylinders of the avenue at the entrance is reasest cylinders. The proper is a cutranes of the avenue at the entrance is reasest cylinders. The proper is a control of the avenue at the entrance is reasest cylinders. The proper is a cutrane of the avenue at the entrance is reasest the proper is a cutrane of the avenue at the entrance is reasest the proper is a cutrane of the avenue at the entrance is reasest the proper is a cutrane of the avenue at the entrance is reasest the proper is a cutrane of the avenue at the entrance is reasest the proper is a cutrane of the avenue at the entrance is reasest the proper is a cutrane of the avenue at the entrance is

# THE COURTS.

The Jay Cooks Seven-Thirty Controversy-Al leged Gruelty at Sea-The Landfried Singleton Homicide-The Morningside Park Sunt-Suit Against the Eric Railroad Company-Sentences and Proceedings in the Court of

> General Sessions. UNITED STATES SUPREME COURT.

Validity of the Seymour & Morgan Reaping

Minchine Patent—Inspection and License of Steamboats on Inland Waters.

WASHINGTON, Nev. 23, 1870.

Argument in No. 240 was suspended, to be concluded on Monday next, by arrangement between counsel, and the Court proceeded to hear

No. 250.—William H. Seymour and D. S. Morgan
P.S. David M. Chapters et al.—Award from the Circuit.

vs. David M. Osborne et al.—Appeal from the Circuit Court for the Northern District of New York.—This is a suit brought upon five distinct patents relating to improvements in resping machines and the auto-matic rakes and wheels connected therewith, the appellants claiming that the appellees were gullty of infringement. The court below found for the appellants clauming that the appellees were guilty of infringement. The court below tound for the defendants and dismissed the bill, and this appeal is taken to review that decision. It is insisted that the opinion below in favor of the appellees was founded upon two radical errors; one in assuming that neither the invention of the appellees was founded upon two radical errors; one in assuming that neither the invention of the appellants nor that of their assignors was such as to justify their patents in covering mechanical equivalents, and the other in heiding that certain combinations, though new and useful, did not require invention. The Court held that the invention of the appellants assignor of the combination of the aweep rake with the quadrant-shaped platform directly behind the cutting apparatus was not of a kind which would entitle them to a patent covering mechanical equivalents in the means of combining those portions. This is the first error claimed above. The cluar point was that neither the appellants nor their assignors were the direct who had invented and described an automatic take in combination with the entiting apparatus and other parts of harvesting machines, their alleged invention being merely a combination of old parts which required no invention. Many other points are raised, mostly of a tecnnical coaracter. The appellees maintain the position assumed below, and insist that the patents involved in the suit are for mere effects, or resuits, and not for any invention. George Onford and E. A. Stoughton for appellants; D. Wright for appellees.

No. 241.—Suomitted on printed points.—The don. George Gifford and E. A. Stongation for appellants; D. Wright for appellees.

No. 241.—Submitted on printed points—The

Steamer Daniel Ball vs. The United States,— Appeal from the Circuit Court for the Western Dis-trict of Michigan. This was a libel of information on behalf of the United States against the steamer to recover a penalty claimed to have been forfeited by the owner of the steamer on account of not haviceuse while employed in transporting passengers and merchandise on Grand river, in Michigan, required by the navigation acts. Two questi required by the navigation acts. Two questions arose—whether the steamer was running on navigable waters of the United States, and, second, whether the statute was applicable to navigation on such waters between ports and places of the same State. The Court below held that the waters were navigable and that the common may doctrine as to navigability of waters has no application in this country, the fact of navigableness depending not upon the ebb or flow of the tide, but upon the navigable capacity of the waters. On the second point it was held that as the voyage though commenced and ended within the State, was a continuation of the transportation of freight from one State to another, it forms a link in commerce among States, and the vessel so engaged is subject to the navigation laws under which the proceeding was instituted. These are the questions to be reviewed, the government submitting the correctness of the decision and the owner of the steamer controverting it. A. T. Akerman, Attorney General, for government; A. T. Mc-Reynolds for appellant.

et al.—Error to the Circuit Court for the Eastern with them for saie. The only question involved is of fact—whether they received certain instructions to sell before a decline in price or not. The factors ciaimed they did not, and hence they did not sell; and the consignor that they were instructed to sell and they did not. The judgment was for the factors, and the plaintiff in error seeks its reversal on the proofs. Watkins and Rose for plaintiffs in error; A. H. Garland for defendants.

UNITED STATES DISTRICT COURT-IN EQUITY.

The Jay Cocke Alleged Counterfeit Seven Thirty Controversy-A Witness in Contompt.

The United States vs. Jay Cooke & Co.—Yester-day was the seventh day in which the Court has been occupied in the trial of this cause. Much of the time of the first few days was taken up by counsel for the defence interposing points of law technically raised against the jurisdiction of the Court, and also in combating the status of the government in claiming redempchased from the defendants, and which, it is alleged, are counterfest, and for the recovery of the value thereof the action is brought. District Attorney Davis successfully sustained the right of the governm.nt to prosecute the case for recovery, and then the main question for the Court and jury was, whether the eighteen seven-thirty notes in the hands of the government were the identical notes

waether the eighteen seven-thirty notes in the hands of the government were the identical notes bought in by the Sub-Treasurer from Jay Cooke & Co., and whether they were counterfeits. Upon this point testimony, spreading over some four or five days, has been taken. The process of examination was more than ordinarily testious and slow in consequence of the frequent reference necessary to the books of Jay Cooke, and the comparison of dates, figures and series as between the entries in the several books and the notes themselves.

During the examination of a member of the firm of Jay Cooke & Co., a question arose as to whether the witness was not guilty of contempt. Mr. Fahnestock, in response to the order of the Court, issued on the previous day, produced a letter book and two other office books of Jay Cooke & Co., From an examination of these it appeared that eighteen Treasury seven-thirly notes, of the date, number and series cerresponding with those alleged to be counterfeit, were purchased by the desendants from different parties in open market, and that subsequent to the alleged discovery of their spurious character, of which they were duly informed by the Sue-Treasurer, they notified the various parties that the notes so purchased from them had been declared counterfeit; and that defendants would hold these parties responsible for any loss or damage that might accrue from the purchase of the notes in question.

Morion to coment that witness for contempt. At the close of Mr. Fahnestock's testimony listing that he, therefore, had acted knowingly in the matter and with linient to deceive the Court, as he should have done, and that he was aware of his non-compliance with the order of the Court, as he should have done, and that he was aware of his non-compliance with the order of the court, as he should have done, and that he was aware of his non-compliance with the order of the court, and was consequently in contempt. He, therefore, asked the Court to punish the witness for the contempt, on Saterday next.

The

The examination of witnesses was then resumed.

On comparison of the notes in court, alleged to be counterfeit and to be those received from Jay Cooke & Co., with the entries in defendants' books, eighteen entries were found corresponding in date, name, number and series with the alleged counterfeits.

The Court stated that in order for the government to recover it must show that certain eighteen pieces of paper—the alleged counterfeit notes—were never issued by the government. It has undertaken to prove this, but unless it proves also that these papers came from the defendants it cannot affect the defendants in the content of the defendants in cannot affect the defendants in the content of the defendants in cannot affect the defendants in the content of the defendants in cannot affect the defendants in the content of the defendants in cannot affect the defendants in the content of the defendants in cannot affect the defendants in the content of the defendants in cannot affect the defendants in the content of the defendants in cannot affect the defendants in the content of the defendants in cannot affect the defendants in the content of the defendants in cannot affect the defendants in cannot af

UNITED STATES COMMISSIONERS' COURT.

The Alleged Cruel Treatment of Seamen. Before Commissioner Shields.

The three officers of the American ship Old Col-

ony, who are under examination on a charge of illtreating two of the crew of that vessel, were yesterday produced in court, but in consequence of the installity of the complainants to attend, from the injuries they received, the examination was post-poned until Tuesday next.

SUPREME COURT-SPECIAL TERM.

The Case of Laudfried, Indicted by the Grand Jury to Ausway the Murder of James Singleton.

The People vs. Adam Landfried.—The defendant, who was arrested on Tuesday evening upon a banch warrant and committed to the Tombs to answer an indictment found by the Grand Jury for murder in the first degree, in shooting and killing James Singleton, at 514 East Fourteenth street, at the defend-

int's bakery, some two months ago, was yesterday brought before the Judge upon a writ of habets corpus and another of certiorari, the latter covering the proceedings before the coroner's jury, which acquitted him. The object was to procure his re-

acquitted him. The object was to procure his release os bath.

Defendant's counsel urged that the prisoner be
admitted to ball, insisting streamously that the facts
of the homicide perfectly justified such action, and
which facts he knew very well would insure his acquittail by any jury before which he might be tried.
The coroner's jury, he claimed, took the right
yiew of the case when they absolved him
from all culpability and set down the killing as an
act of self-defence. Counsel recited the facts of
the killing, which already being well knewn it is
unnecessary to recapitulate.

The District Attorney, Mr. Garvin, opposed the
application to admit to bail. The action of the
Grand Jury, in finding an indictment for murder in
the first degree, he insisted, was a bar against
admission to bail.

The Judge took the papers and reserved his
decision.

suit About the Lease of the Hoffman House Before Judge Miller.

Mitchell es. Reed.—The parties to this suit were co

lesses of the Hofman House. The defendant, it is alleged, secured a renewal of the lease in his own name, and the action is brought to declare the lease partnership property. The case was to have been fried yearrday, but owing to the liliuess of expladge Porter, counsel for the defendant, it was adjourned over the term.

SUPREME COURT-CHAMBERS.

The Awards is the Morningalde Park Case. Before Judge Brady.
In the Matter of the Application of Patrick Callaghan to Correct the Report of the Commissioners of Award and Estimate in Reference to the Horning-side Park.—The facts in this case will be remem bered, having been fully reported when the subject was brought before the court a few days since. It was simply an application for an order to set aside the award made by the Commissioners, on the for the park belonged to Mr. Callaghan and not to the man who received the award and who claimed the man who received the award and who clair to hold the same under a tax lease. Judge, who gave his decision yesterday morn decided against Mr. Callaghan. He held the award made by the Commissioners having be confirmed by the court, after having given all par an opportunity to be heard in opposition, is hig goes on to say, however, that although final regard to the estimates and awards, it is not consister upon the rights of claimants inter so, therefore that the applicant is not without reme. The object of his application can be accomplish by action, and he can successfully protect his riby the interposition of the equity powers of court if he can show that the lease executed by city on the sale for taxes was any way irregular allegal.

By Jud e Cardozo.

Cook vs. Cook. - Referred back.

Wallace et al. vs. Paulding et al. - Motion granted and reference ordered.

and reference ordered.

By Judge Brady.

Crafut vs. Crafut.—Motion granted.

Hamilton et al. vs. Webster et al.—Motion granted
on payment of ten dollars costs.

Schott et al vs. Supdam.—Motion granted.

The Same vs. The Same.—Motion granted, without

Price vs. Ruckle.-Motion granted.

# one Upon a Steamer Chartered Dur

ing the War by the Government. Before Judges Ingraham, Barnard and Caraezo. Nathaniel L. Mooready et al. vs. Arthur Leary .-This is an appeal from a judgment and an nght to recover commissions for procuring a char-for the steamer George Geary. The plaintims procured a charter in 1864 of the steamer, for the use of the United States government for thirty days, for which they were to receive (as alleged) two and a for which they were to receive (as alleged) two and a half per cent commissions. The vessel was in service for thirty-three days, and was returned to New York for discharge. Sobsequently she was employed under a new contract, made, as is claimed by Daniel Leary, one of her owners, with an authorized agent of the government, for a different service. It is asserted that the plaintiffs were no parties to this latter contract, and were only entitled to receive commissions for the thirty-three days in which the vessel was used by the government, under the former contract. The case was argued at length and decision reserved.

A Question of Simple Mortgage or Abrol.

Conveyance of Property.
West vs. Crary, -Mrs. Hageman owned the onefourth share of a vessel. Messrs. Francis West and Calvin Walker effected a loan of the defeudant upon this share, with her consent. Several years passed and the loan was not repaid. Mrs. Hageman died, and meantime the defendant took the profits of the one-tourth share, using them as his sole property. The present is a suit by her executors to recover The present is a suit by her executors to recover back this share. The case was argued at considerable length by Mr. Petton for the plantiff, and Mr. Recaleid for the defendant. It was claimed for the plantiff that the loan was a simple mortaging and not a forcelosure. The other side the sisted that it was a conveyance absolute on the face and not an agreement to return the property. The Court reserved its decision. and not an agreement to Court reserved its decision

Court Mothe. commencing with the appeals from non-chumcrate

2. Preferred cases. 3. The causes remaining on the general calendar

3. The causes remaining on the general calendar for November, commencing with the causes following the case last heard at the November term.

4. All other cases for which notes are filed.
Cases put of for the term or marked down are not to be put on the calendar, except on filing a new note of issue.

Notes of issue must be filed with the clerk before the 20th of December, or they will be placed at the foot of the calendar.

Where orders or judgments appealed from were made or rendered by either of the General Term judges, the note of issue must state the name of the calendar.

SUPERIOR COURT-TRIAL TERM-PART 2. A Lady Sues the Erie Kallro d Company fo Loss of Baggage.

Before Judge Jones. Miss Neigberger vs. The Eric Railroad Company. The plaintiff, a year ago last October, came from Oswego to this city over the Eric Railroad, buying ner ticket and having ner trunk checked to this city in the regular way. The trunk has never been restored to her, and the company refused to pay the value of its contents, alleged to be \$1,000 60. This is a suit to enforce the payment of this sum. The loss of the trunk was admitted. The only question was that of the value of its centents. A good deal of evidence was taken. It was agreed between the counsel that certain articles, amounting in value to 134 50, should be deducted from the claim, and a verdict for 357; was given for he plaintiff. Subsequently a motion was made for a new trial, which was denied. Upon this demai application was made for a stay of thirty days to carry the case up, which was granted.

COURT OF GENERAL SESSIONS.

A Colored Highwayman Sent to the State Prison fer Ten Years-An Interesting Question of Law Respecting the Rights of De-fordants Settled by Judge Sectord. Before Gunning S. Bedford, City Judge.

ROUBERY IN THE FIRST DEGREE. The session of the Court was spent yesterday in the trial of an indictment for robbery preferred against a colored man named John Johnson, who was charged with assaulting and roobing Andrew Rodney on the 22d of October.

Assistant District Attorney Fellows conducted the

case, and proved by Rouney that he hved at No. 16 Grand street, was employed at a stable in Fortyfourth street, and was accustomed to leave his home to take care of the horses at three o'clock in the morning. He stated that on the morning in question, previous to leaving the house he put a ten dotlar bill in his vest pocket, and while passing an alley he was attacked by the prisoner and three others. Johnson, whom he had known for five years, caught him by the nock, hit and kicked him, years, caught him by the nock, hit and kicked him, knocked him down, and, while doing so, exclaimed, "You black son of a b—b. I have got you." Johnson was arrested a lew hours afterwards, but the other parties escaped. The complaining witness said that he would take his oath on a "dack of Bibles" that Johnson "went through" him and took the ten doilars.

Counsel cross-examined Rodney and got out the fact that between three and ten c'clock in the morning—when he saw Johnson at Jofferson Market—he had not told any one that the accused robbed him.

The prosecution had no other witnesses to the occurrence, and rested the case for the people.

Joan Johnson was sworn in his own behalf, and stared that he was now a steward on board of a schooner, but was for three years in the employ of the New York Printing Company: that he never stole a cont-rom Rodney, and had qubling to do with the robbery: that he skipt hould at os Grant street on that night, and left to go to work at four c'clock in the morning.

Catherine Tingle was the next witness, where mediting on the same scening apartment with

herself, and that on the morning of the robbery for was aroused from her bileafel dreams as four o'clock precisely by Mr. Bedney going forth to his daily toil.

Culonel Perlows, upon cross examination, learned that Miss Tingle's cars had never tingled to the music of the marriage beths proclaming to the world that she and Mr. Rodney were united in the hely bonds of wealcok.

George Peterson was the last witness who appeared upon the stand. He professed to be a "waiter," and said he was new waiting for something to turn up, having been employed in that capacity in the sammer on board the steamer Jessel floys. He was with Johnson up to mine o'clock on the evening preceding the robbery, and always believed him to be a man of good character. Mr. Peterson was not a very reliable witness to establish character, for he could not remember the name of a firm in Dey street by whom he said as was employed to pare apples.

The jury, after deliberating for a few momente, remiered a verdict of gulty.

In sentencing Johnson Judge Bedford said:—Johnson, I concur with the pary in their verdict. Unfortunately for the ends of justice three of your fellow gardeters escaped. But fortunately for the people you have been arrested, indicted and found guilty. You not only robbed your wittin, but by brutal kicks have perhaps mained him for life. To all garrofers the law must be forciby and feariessly administered. Ten years hard labor in the state Prison is your sentence.

A NICE QUESTION OF LAW SETTLED—ACQUEEN PARTIES TO BE IPSTECTED IN DEMANDING AN EXAMINATION BERGINS A MAGISTRAYE.

Before the trials of causes on the calendar were preceded with Mr. W. F. Howe rose and said that he would like to bring to his Henor's notice, in the form of a motion, a proceeding which he deemed an innevation upon the rights of citizens and said that he would like to bring to his Henor's notice, in the form of a motion, a proceeding which he deemed an innevation upon the right to the formed which says that every requestion to fine the motion might be con

John L. Stilson, who was charged with embezzling a check for \$563, on the 12th of September, from the Morth British and Mercantile Insurance Company, where he was employed as bookkeeper, pleaded guilty to the offence. He was sent to the Mate Prison for one year.

for one year.

A DISHONEST DOMESTIC.

Amelia Burnadna pleaded guity to an indictment charging her with "scaling, on the 14th of October, sixty-four deliars worth of lewelry from Mrs. Josephine Wakeman, by whem she was employed as housekeeper. There were two other indicaments against her for pettil incremy. The Judge ordered her to be remanded until he fully investigated the charges.

charges.

A PRISONER WITH THREE ALTASES.

George Smith, alias Williams, alias Bremian, was charged with at aling Jewelry, valued at ty-six dollars, from Wilhelmina Schroeder, a dent of Yorkville, on the 10th of October, remanded for sentence.

#### BROCKLYN COURTS.

SUPREME COURT-DISCRIT. The Result of an Experiment. Before Judge Gilbert.

Sprague & Co. vs. Stuart & Striller.-The plaintiffs brought suit to recover the balance due for goods alleged to have been sold to defendants. The lefence was that the goods were sent to defendants to be printed by way of experiment, and after the completion of the work never recisioned. On the other hand the plaintiffs calmed that if the work was not satisfactorily done the delivery of the goods to defendants should be considered as ale. The jury rendered a verdict la favor of plaintiffs for \$1,200.

Cutting Down Cherry Trees. Metta E. Gadele vs. Michael Murphy.-The plain-tiff sued to recover \$5,000 damages from defendant for cutting down two large cherry trees on her property in Gowanus. The defendant claimed that he was moving a house, and that, as the trees were in the way, he obtained permission from plaintiff to eat them down.

The jury gave plaintiff \$200.

# NAVAL INTELLIGENCE.

Vice Admiral Rowan Hoists His Fing-Fature Mevements-The Delaware to be Laid up in Ordinary. Vice Admiral Stephen C. Rowan holsted for the

the first time his Vice Admiral flag at the fere of the Delaware yesterday morning, at nine o'clock, at the hour of heisting colors. When the stoppers were broken and the flag was given to the breeze it was saluted with fitteen guns. The commission was received by the Admiral from his wife, who had ield it in custody stace it was issued some weeks ago. Vice Admirai Rowan will leave the Delaware In a day or two, and take up his quarters on shore, when his flag will be hauled down. He has already been detached from the Asiate squadron. His fluture movements are uncertain, as it is not settled in what place he will be assigned for daty in his elevated position. It is likely, however, that his valuable experience and extended knowledge in the service will be utilized in Washington, where he can be easily consulted on all matters pertaining to the good of the service.

Before the Delaware goes to the Brocklyn Navy Yard to discharge provisions, &c., preparatory to being dismantied, a board of officers will make a therough inspection of the ship and the slip's company, and report to the department. By the middle of next week the Delaware will be in the hands of the workmen, and will doubtless take her place among the ships in ordinary in Rotten Row.

The Guerriere, Captain Stevens, is still waiting orders, but her departure for a foreign station can not much longer be delayed. She is now in every way ready for ecc. ago. Vice Admiral Howan will leave the Delaware in

### THE CITY OF BRIDGETON.

Burning of the Steamer City of Bridgeton. [From the Philadelphia Press, Nov. 23.] The steamer arrived at her dock about half-past

en o'clock on Monday evening, having on board about forty-five passengers and a large amount of freight consisting of general produce, canned tomatoes, fruit, &c., and some live stock. According to custom, after the vessel was made fast to the pier a portion of the passengers went ashore and the remainder rested in their berths. The doors, gang-

a portion of the passengers went ashore and the remainder resied in their berths. The doors, gangways, &c., all being secured properly against the incursions of river thieves, the boat hands also retired, leaving but one man on watch.

At about the time mentioned the Jersey Blue, Captain William Somers, of Pedricktown, N. J., arrived and entered the dock above. Scarcely had everything been arranged ere Captain Somers heard the cry of "life," and, running forward, he saw the fames breaking forth amidsalys. Calling his clerk and son to his assistance, the trio hastened to the opposite dock, and to the aft part of the Bridgeton found the passengers all huddled together, yelling, screaming and almost frantic with terror. Captain Somers endeavored to lerce one of the doors to reach them, but for a time he was buffied and his loudest cries could bring no assistance from within, Meantime the other two went forward and assisted a number of the persons of the upper deck.

At length Captain Somers' efforts were seconded by one of those inside, and the door giving way a gang plank was thrown across to the wharf, ever witch the passengers rushed, beediess of the danger of knocking each office overboard.

Shortly after the fire was first discovered the fireman arrived and commenced pouring water upon the vessel, but without avail. The nery clement kept on its course until there was nothing left of the craft but the bare hull, and in a short time that sans, bow foremost.

The City of Eridgeton, 200 tons burden, was a company in Bridgeton, and was entirely minisarred, so that the loss is total. Her freight was valued at about \$2,500, where the property of Messry, selson & Brother, No. 30 North wharves. The value of the whole was about \$2,500, but it is supposed that more than two-thirds increon will be saved, as the cans be in the huld of the vessel and are perfectly water-tight.

EYES AND BARS.

A RIFFICIAL HUMAN EYES, BAUCH & GOUGHL MANN (formerly with Profesor Holsenmon, of Laris, makessamel macriers of the improved Artificial Hussam rys. 61 Brusswaw, R. B. Turssweet are endorsed by the faculty

SALAS AT AUCTION.

Make HENRY S. LERDS & MIMER

(Lotablished 18-7)

Salesrooms, & Chambers and IT Reach street;

Levis' Art Galleries, 817 and 819 Broadway.

Mesers, ALLEN S. MINER & BROTHER well give to personal attention, as outcomery for the past of years sales of Household Furniture, at the residence of familiation of the past of the past of years sales of Household Furniture, at the residence of familiation of the past of years as a first of the past of years sales of thousehold Furniture, at the residence of familiation of the past of years sales of the residence of familiation of the past of years as the residence of familiation of the past of the residence of familiation of the past of the pa

STREETS,
ALARDE AND GENERAL ASSORTMENT OF HAND
SOME HOUSERIOLD FURNITURE, Mirrors, Carpois, &c.,
romoved from private city residence for convenience of sale GONE HOUSEHOLD FURNITURE, Mirrors, Carpois, 20, rongood from private city residence for convenience of sale.

ON TUPSDAY AND WEDNISDAY, NOV. 29 AND 80, at 162, o'clook each day, at our salestooms, 86. Chammers and IT Rende stream.

ELECANT FURNITURE, REI G A PORTION OF THE STOCK OF ONE OF OUR OLDEST AND REST WELL KNOWN MANUFACTURERS RETIRING FROM RUSL NESS AND LEDOVED FOR CONVENIENCE OF SALE, ALL OF WITCH EAS BEEN MADE FOR THE REST CITY TRADIS, consisting of superbly carved and initial Engages and Cabineter elegant Suits of Farlor Furniture in City Tradis, consisting of superbly carved and initial Engages and Cabineter elegant Suits of Farlor Furniture in City of the Chical Initialism, available, Turking Stile, Carpoid and gill; Dremang Tubes, Autuant, finited and pipularmate woods and stylest Turking and Fauged Chairs, Lounges, Ecoa Bederadis, Music Stantis and Racks, Library Tables, Bookcases, Dense in variety Chairs do., fancy Work Tables, Retainson Tables, Burdes and Dising Chairs, and a variety of other articles as per extalogues; also some fine Bronzes and other Fancy Goods. ON VIEW THE DAY REFORE SALE.

ON TURESDAY AND WEDNESDAY EVESINGS, NOV. 29 and 30, at 75 o clock, at the

Ros. 217 and 218 From Wednesday, consistency control of LEEDS ANT GALLERIES,

Ros. 217 and 218 From Wednesday, consistency control of Twelfth street. S. PELB COLLECTION OF MIGH CLAES PAINT-INES, by order of Mr. A. D'HUWATTER, being Els SMT-TINES, and plust reconved and mover before exhibited.

A UCTION NOTICE.—R. T. HAZFELL, AUCTIONERR,

A UCTION NOPICE. R. T. HATELL, AUCTIONERR,
at 10 is o'clock, at our salesroom, 1ts Chambers street,
French and German Toys and Fadey Goods,
Chins, Parlan and Bisque Ware,
Chultery, Flated Ware, for, &c.,
Cultingues on morning of sale.

abracing a desirable association of said.
Catalogues on morning of said.
R. T. HAZELL & CO., Auctioneers,
118 Chambers street A UCTION.—LARGE AND GENUINE SALE OF
Hand-one and gented Household Furniture
this (Thursday) morning, commending at this octook,
at the private reasience, 30 Bravoor place
(West Teach streat), between Broadway and Fifth avenue.
Velvet, Brussels targets, magnificent messwood Plandorie,
beautiful Parlor Suita, covered with earlin brocatel, reps. and
halvelott, Mirrors, Curisius, Broaces, Clocks, Vases, Perios
Gramments, Etagerer, Bookcase, Tursius Chairs, Launges,
rosewood and wahut Bedstands, Berrams, Wachstands,
Cormonica, Syring and Hair Mattroace, Rockers, Chairs,
Sideboard, Existence Table, Glass, China and Silverware,
Cuttery, &c. Sale positive.

CHARLES YOUNG, Salesman.

A LBERT B. WALDRON, AUCTIONEER.

On Saturday, at 16% o'clock, at salesrooms, 108 Liberty and III Cedar street, a large assortment of Household Furniture, Carpets, Redding, Nilvors, Fancy Goods, &c.

A. J. D. PARERS & CO., Anotioneers, will seel this Churchary norming, commencing a log o'clock, all the elegant and onely hold Furniture doctained in private residence ILS West between the state of the Parise Suis, Curiata, Rockeas, Centre Velvet and Brussis Carpets, Mirrors, Bronzes, Parlimaments, Beriroon Ruits, in rose wood and wainut; Badden Burnsun, Ryring, Hair and Feather Bede; Pillows, Ild Dining Room Furniture, Ettension Table, Buffet, Cuttery, Piste, Duner and Tes. Bets; also Kitchen and mont Ferniture, in all 500 lots by catalogue of useful hold Furniture.

LUKE FITZGERALD, Anotice

A RCH. JOHNSTON, AUCTIONEER—OFFICE AND aslessoms of Names atrees, opposite the Fost office. HOUSINGOLD FURNITURES, MIRRORS, CARPENS, AC. JOHNSTON & VAN TASSELL WILl sall, on Saturday, at 10%, o'dock, at their salessoon, of Namesus street, a large assortment of Housecoold Furniture, Mirrors, Carpetts, &c. ALSO GAN, WHILMOIT FLYMPION BEDSTAD. ALSO GAN WHILMOIT FLYMPION BEDSTAD. ALSO S WHILMOIT FLYMPION BEDSTAD. ALSO S WITHOUT FLYMPION BEDSTAD. ALSO S ALGO A LARDE LOT OF SITTING and Standing Desks, Office Furniture, &c.

A UGUSTUS A. SCHULZ, AUCTIONERR.—MAGNIFLCent Household Furniture, Brawing Room Suits, Paforings, Statuary, Broances, public auction, values \$50,000, or
bus day (Thursday), at the ciental rendence, 57 West FIGtracity atreet, between Fifth and Sixth avenues, commencing
galloy, oflook. Drawing Room Suits, Pompadour style,
sovered Freend brocatel a vonewood Elagores, Bookense, marjungtification of the Company of the Company of the Company
sool, empressed and the State of the Company
stool, empressed average Paintings by eminent arisate,
Broanc Clock, Cosndélieus, Velvet Medallion Carpete, Brocatel, Lace Cutalins; reasword, walnut Chamber Furniture,
Maitreases, Extension Table, Sides, 2014, Silvetware, Linea,
Glassware, Caina Ware, Cullery; Billsmannt, Kitchen Furniture,
Bure.

BALTIMORE. TRUSTEES SALB BARNUM'S CITY HOTEL,

BALTINGER CITY.

By write of a decree of the Circuit Court of Baltimore city, the undersigned, Trustace, will real at publicable at the hashange Salescoom, in Haitimore city, on THUREDAY, the libit day of December, 1870, at 1 o'clock P. M., that long established and celebrated Hotel, widery known as BANOUR'S GFTY HOFEL, with a front on Calvett atreet, extending from Fapetts Hank lane, with a depth on Fapetts extended the feet, and on Bank lane of 1812 feet.

The IMPROVEMENTS are the extensive Hotel so wisely known as BANOUR'S CHY HOFEL, with its large Remiantant, Stores and Barber Shop, fronting on Calvert atreet, Pariors, Offices, with modern conveniences, de.

This Hotel, located in the heart of the city, being so celebrated and extensives known, a more detailed description is decemed unconcessary. mation desired.

This property will be sold free of the stock debt, but subfeet to annual ground reals smoonting to thirty-eight fluudred and atty (a,500 dollars, mayable half yearly reserved
typon separate portions of the ground, of which reals the
sum of thirty-four bundred and eighty (5,600 dollars is not decemble at pleasury, and the sum of three hundred and

decimable at pleasure, and the sum of three hundred and sevently 2700 dollars is irredemnable.

Terms—One-off th cash, balance in one, two, three and four years, with interest paymole hair yearly.

S. H. TAJGART, 43 Lexington alrest, T. A. LINTHICUM, 31 North Charles street, Trustees, F. W. BENNETT & CO., Auctioneers.

P. W. RENNETT & CO., Auctioneers.

By F. COLTON, AUCTIONEER.—GENTEEL HOUSE, hold Furniture in Carnacawille, at 152d street, near the dopot.—On Friday, Nov. 25, at 11 o'clock, at the residence of the Rev. J. Howard Smith, farth house from the dopot, at 162d street, the colire Furniture of the large dwelling, embracing rosewood And black walnut Farior, Dining Boom and Sedroom Goods; Brussels, Three-ply and Ingrain Carpets; Extension Table, best Hair Mattrasse, Feather Beds, China, Glass and Kitchen Furniture; Chandeliers, Stores, Heaters, Je., &c. K. B.—Cars leave Thritish street at 10 o'clock; in time to attend. Sale peremptory.

O'clock in time to attend. Sale peremptory.

P. FIELD: AUCTIONEER, WILL SELL, OR PRIDAY, never departs at 110 clock, at 120 illusion street; sornered Charlton, the contents of a Grocery Store, Fistures, &c.

JACOB BOGAET, AUCTIONEER.

At 10% o'clock, at 116 East Twenty-awanth street Gented Househ Hi Finature,
Garpets, Plur Classes, &c.

Consisting of Pairor Suits in green rips, mahogany Tete-a-Tetes, Sofs Bedstends, marble top Centre Tables, fine Velves and Brussels Carpets, Freech Plate Pler Glass, Salas and Brussels Carpets, Freech Plate Pler Glass, Salas and nul Bedroom Suits in green rips. The Charles Control of the Control

Clocks, &c.

JACOB BOGART, AUCTIONEER.

SAFURDAY, November 28,
at 10½ o'clock, at the Auction House, No. 1 North William
street,
Large sale of Household Furniture,
Carpeta Mirrora, Billiard Table,
Flanos, Looking Gasses, Bedseads,
Beds and Bedsing, &c.

OSEPH HEGEMAN & CO.

Friday, Nov 25, at 10 A. M., at the salesh u. Wilsoughby street, corner Fearl, Broaklyn, large assort. Vof Gome, Farlor. Osamber and Dining Room, Farnitha at Hedding, Fanny Goods, fine Farr, Velevi and other Carpets; also, at 2 P. M., Wheeler & Wilson, Singer, Grover & Baker and Florance Sewing Machines, in good order.

S. HERMAN, AUCTIONEER.

S. Auction sale of Wines, Liquors, Groceries, Butter, &c., Friday, Roy. 25, at 10% o'closis, No. 15 Bowery. 27 buts. of Ryc and Bourbon Whitekey—Wis. Sol Kelber's, Miller, Rowan, Moore's, Taylor's, Reynolds' and other Bourbon; Caska Gh., Brandues, Run, Port and Secryt Wines; also 106 cases fine Wines and Liquors; cases and baskets Champagne, 15 brains Butter, Flour, closist Fea and other Groceries; also two Express Wagons, 10 good order. Sale positive.

HERMAN, AUCTIONEER.

A Medicanase of French and German Goods and Teys, &c.; China, Parian and Bisque Ware, Friday, November 20, at 11 o'cleck, at No. 13 Bewedy, by order of the consignee-vize, of about 500 lats German Toys, new novelties, in good order; five cases Poils; also a large lot China Fea Sets. Boil Heads. China Fools, &c., and other goods too numerous to mention. Sale positive. Dealers invited.

CHERIPP'S SALE.—A LARGE STOCK OF WOODEN Wars and Packets, Sc., Sc., Fidge, November 5 1870 at 175 o'clock A. M., at So. III Barday street. Sale positive. THANKSGIVING DAY

RUNOPE AND AMERICA, TELEGRAM CARTOON ON PRIDAY.

A. PIANO AND SINGL'S LESSONS WITH PEAC-ture every any, by an experienced teacher, on moderato terms, method successful and thorough, 223 West Puisty-security arceet, between Seventh and Highth accounts.

A GRNTLENAN WILL GIVE INSTRUCTION ON THE Panestories at pupils' restances for 419 per quarter; best of references given. Address, with residence, TEACH-ER, box 124 Herald office.

NEW VESPER SERVICE—COMPOSED BY MARK HALland, for two or four volces (plane of organ), Catholic and Spiscopal charefules or home circle, English and Latin words, published by ERNEST REINKING, 217 Sixth street; 31-20 analysis.

WANTED A SITUATION IN A PAMILY, TO TRACH transfe, the English branches and first leasons in Franch by a young lady well recommended. Address GOVERNESS, Heraid firsten oakes, freethy.

BILLIARDS.

WANTED-A BILLIARD TABLE, PHELAN & COL render to see caron style; wanut pre erred must be a cood order and complete with all fatures, and low price.